America

Company Tracking Number: GUARANTY ASSOCIATION FORM NB2102

TOI: L08 Life - Other Sub-TOI: L08.000 Life - Other

Product Name: AR Guaranty Association form NB2102

Project Name/Number: AR Guaranty Association form NB2102/AR Guaranty Association form NB2102

## Filing at a Glance

Company: Allianz Life Insurance Company of North America

Product Name: AR Guaranty Association form SERFF Tr Num: ALLE-126566359 State: Arkansas

NB2102

TOI: L08 Life - Other SERFF Status: Closed-Approved-State Tr Num: 45316

Closed

Sub-TOI: L08.000 Life - Other Co Tr Num: GUARANTY State Status: Approved-Closed

**ASSOCIATION FORM NB2102** 

Filing Type: Form Reviewer(s): Linda Bird

Author: Patricia Evans Disposition Date: 04/05/2010
Date Submitted: 03/31/2010 Disposition Status: Approved-

Closed

Implementation Date Requested: On Approval Implementation Date:

State Filing Description:

## **General Information**

Project Name: AR Guaranty Association form NB2102 Status of Filing in Domicile: Not Filed

Project Number: AR Guaranty Association form NB2102

Requested Filing Mode: Review & Approval

Explanation for Combination/Other:

Submission Type: New Submission

Overall Rate Impact:

Date Approved in Domicile:

Domicile Status Comments:

Market Type: Individual

Group Market Size:

Group Market Type:

Filing Status Changed: 04/05/2010 Explanation for Other Group Market Type:

State Status Changed: 04/05/2010

Deemer Date: Created By: Patricia Evans

Submitted By: Patricia Evans Corresponding Filing Tracking Number:

Filing Description:

Re: Allianz Life Insurance Company of North America/ NAIC # 90611 / FEIN #41-1366075

Individual Life – Guaranty Association form NB2102

The purpose of this filing is to receive approval for the Arkansas Guaranty Association form, NB2102. This form will be used with future applicable life and annuity insurance products.

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We understand that we may update the form in the future with any change in the contact information, however, if there is a legislative change, we will be required to re-submit this form to you for your approval.

We certify that this form complies with Rule and Regulaton 49.

If you have any questions, or if you need additional information to complete your review, please call me at 800.328.5601, extension 47135, send a fax to me at 763.765.6306, or send a note electronically to me at patricia.evans@Allianzlife.com.

Sincerely,

Patricia Evans Compliance Analyst

# **Company and Contact**

### **Filing Contact Information**

Patricia Evans, Compliance Analyst Patricia. Evans @ Allianzlife.com

5701 Golden Hills Drive 763-765-7135 [Phone] Minneapolis, MN 55416 763-765-6306 [FAX]

**Filing Company Information** 

Allianz Life Insurance Company of North CoCode: 90611 State of Domicile: Minnesota

America

5701 Golden Hills Drive Group Code: 761 Company Type: 05
Minneapolis, MN 55416-1297 Group Name: State ID Number:

(800) 328-5601 ext. [Phone] FEIN Number: 41-1366075

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# Filing Fees

Fee Required? Yes
Fee Amount: \$125.00
Retaliatory? Yes

Fee Explanation: Retaliatory fee is greater than state fee of \$50.00

SERFF Tracking Number: ALLE-126566359 State: Arkansas

Filing Company: Allianz Life Insurance Company of North State Tracking Number: 45316

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Project Name/Number: AR Guaranty Association form NB2102/AR Guaranty Association form NB2102

Per Company: No

COMPANY AMOUNT DATE PROCESSED TRANSACTION #

Allianz Life Insurance Company of North \$125.00 03/31/2010 35285157

America

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# **Correspondence Summary**

## **Dispositions**

Status	Created By	Created On	Date Submitted
Approved- Closed	Linda Bird	04/05/2010	04/05/2010

 SERFF Tracking Number:
 ALLE-126566359
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# **Disposition**

Disposition Date: 04/05/2010

Implementation Date:
Status: Approved-Closed

Comment:

Rate data does NOT apply to filing.

 SERFF Tracking Number:
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Schedule Item Schedule Item Status Public Access

Supporting DocumentFlesch CertificationYesSupporting DocumentApplicationNoFormGuaranty Association formYes

America

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## Form Schedule

**Lead Form Number: NB2102** 

Schedule	Form	Form Type	e Form Name	Action	Action Specific	Readability	Attachment
Item	Number				Data		
Status							
	NB2102	Other	Guaranty Associatio form	nInitial		50.300	NB2102.pdf

# LIMITATIONS AND EXCLUSIONS UNDER THE ARKANSAS LIFE AND HEALTH INSURANCE GUARANTY ASSOCIATION ACT

Residents of this state who purchase life insurance, annuities or health and accident insurance should know that the insurance companies licensed in this state to write these types of insurance are members of the Arkansas Life and Health Insurance Guaranty Association ("Guaranty Association"). The purpose of the Guaranty Association is to assure that policy and contract owners will be protected, within certain limits, in the unlikely event that a member insurer becomes financially unable to meet its obligations. If this should happen, the Guaranty Association will assess its other member insurance companies for the money to pay the claims of insured persons who live in this state and, in some cases, to keep coverage in force. The valuable extra protection provided by these insurers through the Guaranty Association is not unlimited, however. And, as noted in the box below, this protection is not a substitute for consumers' care in selecting companies that are well-managed and financially stable.

#### DISCLAIMER

The Arkansas Life and Health Insurance Guaranty Association ("Guaranty Association") may not provide coverage for this policy. If coverage is provided, it may be subject to substantial limitations or exclusions, and require continued residency in the state. You should not rely on coverage by the Guaranty Association in purchasing an insurance policy or contract.

Coverage is *NOT* provided for your policy or any portion of it that is not guaranteed by the insurer or for which you have assumed the risk, such as non-guaranteed amounts held in a separate account under a variable life or variable annuity contract.

Insurance companies or their agents are required by law to provide you with this notice. However, insurance companies and their agents are prohibited by law from using the existence of the Guaranty Association to induce you to purchase any kind of insurance policy.

The Arkansas Life and Health Insurance Guaranty Association c/o The Liquidation Division 1023 West Capitol Little Rock, Arkansas 72201

Arkansas Insurance Department 1200 West Third Street Little Rock, Arkansas 72201-1904

The state law that provides for this safety-net is called the Arkansas Life and Health Insurance Guaranty Association Act ("Act"). Below is a brief summary of this law's coverages, exclusions and limits. This summary does not cover all provisions of the ACT; nor does it in any way change anyone's rights or obligations under the Act or the rights or obligations of the Guaranty Association.

## **COVERAGE**

Generally, individuals will be protected by the Guaranty Association if they live in this state and hold a life, annuity, or health insurance contract or policy, or if they are insured under a group insurance contract, issued by a member insurer. The beneficiaries, payees or assignees of policy or contract owners are protected as well, even if they live in another state.

### **EXCLUSIONS FROM COVERAGE**

However, persons owning such policies are NOT protected by the Guaranty Association if:

- They are eligible for protection under the laws of another state (this may occur when the insolvent insurer was incorporated in another state whose guaranty association protects insureds who live outside that state);
- The insurer was not authorized to do business in this state;
- Their policy or contract was issued by a nonprofit hospital or medical service organization, an HMO, a fraternal benefit society, a mandatory state pooling plan, a mutual assessment company or similar plan in which the policy or contract owner is subject to future assessments, or by an insurance exchange.

The Guaranty Association also does NOT provide coverage for:

- Any policy or contract or portion thereof which is not guaranteed by the insurer or for which the
  owner has assumed the risk, such as non-guaranteed amounts held in a separate account under a
  variable life or variable annuity contract;
- Any policy of reinsurance (unless an assumption certificate was issued);
- Interest rate yields that exceed an average rate;
- Dividends and voting rights and experience rating credits;
- Credits given in connection with the administration of a policy by a group contract holder;
- Employers' plans to the extent they are self-funded (that is, not insured by an insurance company, even if an insurance company administers them);
- Unallocated annuity contracts (which give rights to group contract holders, not individuals);
- Unallocated annuity contracts issued to/in connection with benefit plans protected under Federal Pension Benefit Corporation ("FPBC")(whether the FPBC is yet liable or not);
- Portions of an unallocated annuity contract not owned by a benefit plan or a government lottery (unless the owner is a resident) or issued to a collective investment trust or similar pooled fund offered by a bank or other financial institution);
- Portions of a policy or contract to the extent assessments required by law for the Guaranty Association are preempted by State or Federal law;
- Obligations that do not arise under the policy or contract, including claims based on marketing
  materials or side letters, riders, or other documents which do not meet filing requirements, or claims
  for policy misrepresentations, or extra-contractual or penalty claims;
- Contractual agreements establishing the member insurer's obligations to provide book value
  accounting guarantees for defined contribution benefit plan participants (by reference to a portfolio
  of assets owned by a nonaffiliated benefit plan or its trustees).

### LIMITS ON AMOUNT OF COVERAGE

The Act also limits the amount the Guaranty Association is obligated to cover: The Guaranty Association cannot pay more than what the insurance company would owe under a policy or contract. Also, for any one insured life, the Guaranty Association will pay a maximum of \$300,000 -- no matter how many policies and contracts there were with the same company, even if they provided different types of coverages. Within this overall \$300,000 limit, the Association will not pay more than \$300,000 in health insurance benefits, \$300,000 in present value of annuity benefits, or \$300,000 in life insurance death benefits or net cash surrender values -- again, no matter how many policies and contracts there were with the same company, and no matter how many different types of coverages. There is a \$1,000,000 limit with respect to any contract holder for unallocated annuity benefits, irrespective of the number of contracts held by the contract holder. These are limitations for which the Guaranty Association is obligated before taking into account either its subrogation and assignment rights or the extent to which those benefits could be provided out of the assets of the impaired or insolvent insurer.

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# **Supporting Document Schedules**

Item Status: Status

Date:

Satisfied - Item: Flesch Certification

Comments:

Attachments:

Certificate of Compliance Reg 19.pdf

Certificate of Readability.pdf

Item Status: Status

Date:

Bypassed - Item: Application

Bypass Reason: Not applicable.

Comments:

## **CERTIFICATE OF COMPLIANCE**

Allianz Life Insurance Company of North America hereby certifies that the policy form listed below is in compliance with all of the requirements of Arkansas Rule and Regulation 19§10B as well as all applicable requirements of the Arkansas Insurance Department.

Allianz Life Insurance Company of North America

Martinotto

Martin G. Kline

Senior Director Actuary

March 31, 2010

Contract Form Number(s): NB2102

Date: March 31, 2010



### **CERTIFICATE OF READABILITY**

Contract Form	Flesch Score
NB2102	50.3

It is hereby certified that each policy form listed above meets the minimum reading ease score required in your state.

The Flesch score was calculated using the text of the entire form. ("Text" is as defined by state regulations).

Each form is readable and complies with all applicable state rules and regulations as to size of print, format and arrangement.

Martin G. Kline, Senior Director Actuary

MartinECC